

March 27, 2015



U.S. Department  
of Transportation

East Building, PHH-30  
1200 New Jersey Avenue S.E.  
Washington, D.C. 20590

**Pipeline and Hazardous  
Materials Safety Administration**

DOT-SP 16291

EXPIRATION DATE: June 30, 2015
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(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Procter & Gamble Distributing LLC  
Cincinnati, OH
2. PURPOSE AND LIMITATION:
  - a. This special permit authorizes the transportation in commerce of certain aerosol containers not fully conforming with specification DOT 2P. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. The most recent revision supersedes all previous revisions.
  - b. The safety analyses performed in the development of this special permit only considered the hazards and risks associated with the transportation in commerce.
  - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.301(c) in that the outside of each package is required to be marked with the special permit number and § 173.306(a)(3)(ii) in that the aerosol containers must meet all requirements of specification DOT 2P, except as specified herein.
5. BASIS: This special permit is based on the application of Procter & Gamble Distributing LLC dated October 17, 2014 submitted in accordance with § 107.105 and the public proceeding thereon.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Aerosols, non-flammable, (each not exceeding 1 L capacity)	2.2	UN1950	N/A

7. SAFETY CONTROL MEASURES:a. PACKAGING -

(1) Inner packaging: Prescribed inner packagings consist of two non-specification aerosol can designs of either 6 ounce (177.4 ml) or 4 ounce (118.3) ml capacity meeting all requirements for a specification DOT 2P inside metal container except that:

(i) For the 4 ounce non-specification aerosol can design, the minimum wall thickness is not 0.007 inch (the minimum wall thickness is 0.0065 inch) and the container is not marked "DOT-2P".

(ii) For the 6 ounce non-specification aerosol can design, the container is not marked "DOT-2P."

(2) Outer packaging: Outer packaging consists of a strong outer packaging. The completed package must conform with all applicable requirements of Subpart B of Part 173, and the maximum gross mass may not exceed 30 kg.

b. OPERATIONAL CONTROLS -

(1) One-way transportation is only authorized between a distribution facility and a manufacturing facility for the purposes of marking the filled containers in paragraph 7.a.(1)(ii) with the "DOT-2P" marking required by § 178.33-9 or between a distribution facility and a waste facility for the proper disposal of the filled containers in paragraph 7.a.(1).

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(2) Transportation must be by a contract carrier under the exclusive use of the special permit holder.

(3) Aerosols transported in accordance with this special permit may be transported under the HMR provisions for limited quantities or consumer commodities.

8. SPECIAL PROVISIONS:

a. Under the terms of this special permit, the grantee may only offer hazardous materials (i.e., the grantee is not authorized as a carrier).

b. A person who is not a holder of this special permit who receives a package covered by this special permit may reoffer it for transportation provided no modification or change is made to the package and it is reoffered for transportation in conformance with this special permit and the HMR.

c. A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.

d. Only aerosol containers that were already filled at the time of issuance of this special permit may be transported in accordance with this special permit. No new aerosol containers may be transported in accordance with this special permit.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each motor vehicle used to transport packages covered by this special permit.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.

o Persons operating under the terms of this special

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permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.

- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this special permit, including display of its number, when this special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)—"The Hazardous Materials Safety and Security Reauthorization Act of 2005" (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 Immediate notice of certain hazardous materials incidents, and 171.16 Detailed hazardous materials incident reports. In addition, the grantee(s) of this

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special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



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for Dr. Magdy El-Sibaie  
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Material Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at [http://hazmat.dot.gov/sp\\_app/special\\_permits/spec\\_perm\\_index.htm](http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm). Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: NICKS/BeMoore